

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 3717  
OFFERED BY MR. MARKEY**

**Definition of indecency**

After section 10 insert the following new section  
(and redesignate the succeeding sections accordingly):

**1 SEC. 11. DEFINITION OF INDECENCY.**

2 (a) SPECIAL DEFINITION.—In addition to the defini-  
3 tion of indecency that the Federal Communications Com-  
4 mission utilizes with respect to broadcast licensees, the  
5 definition of indecency contained in subsection (b) applies  
6 to the Commission itself.

7 (b) DEFINITION.—It shall be considered indecent and  
8 patently offensive to contemporary community standards  
9 for the local media marketplace for a single person under  
10 Commission rules to own 3 television station licenses, 8  
11 radio station licenses, the only newspaper in town, the only  
12 cable system in town, and all the Internet assets of such  
13 entities, within one community.

14 (c) FINES AND PENALTIES.—In lieu of a monetary  
15 fine, Commissioners who misguidedly supported the mas-  
16 sive deregulation of media ownership shall be required  
17 to—



1           (1) take remedial courses in the civic impor-  
2           tance of media diversity and localism and the infor-  
3           mational needs of citizens of a great democracy; and  
4           (2) shall be required to watch the movie “Cit-  
5           izen Kane” over and over again until they flinch at  
6           the word “rosebud”.

